



92 DAE

Attorney Dkt. No. 51275/152

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: application of:

Theoharis C. Theoharides

Filing date: 3/30/2004

Serial No.: 10/811,859

For: Olive Kernel Organic Extract Product: Solubility and Absorption Promoter

Group Art Unit: 1655

Examiner: Patricia A. Leith

PETITION TO REVIVE AN APPLICATION FOR PATENT ABANDONED
UNAVOIDABLY UNDER 37 CFR 1.137(a)

Commissioner for Patents
Box 1450
Alexandria, VA 22313-1450
Mail Stop: Petitions

Sir:

This is in response to a Notice of Abandonment issued 10/23/2006 for failure to timely respond to an Office Action allegedly issued 3/13/2006.

Applicant avers that said Office Action was never received by his attorney. The law office of this attorney routinely maintains a log of all correspondence with the USPTO. This log is maintained on the jacket of the file for every case. Applicant submits a photocopy of of this log for the captioned case. As can be seen, the last correspondence with the USPTO, prior to the aforementioned Notice of Abandonment, was an 11/25/2005 response from the applicant to a Notice of Non-Compliant Amendment.

Applicant's attorney declares under penalties provided by Title 1000 of the U.S. Code that the facts cited above are true to his personal knowledge and belief.

Petitioner respectfully requests grant of this petition.

Respectfully submitted,

Dr. Melvin Blecher

December 4, 2006

Attorney-at-Law
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DKT. 51275/102

Patent No.

Granted

Applicant Theodor G. Theodorides

Ser. No. 3/32/2004

Group 1655 ← 1654

Filed 10/11/85 SN

Room _____

For Olive Kernel Extract; Solubility and Absorption Promoter

Drawings 0 Sheets. Executed _____ Forwarded _____

Allowed _____ Allowance Notice Sent _____

Final Fee Sent _____ Receipt for Final Fee _____

Patent Delivered to _____

Assignee _____

Assignment Forwarded _____ Recorded _____ Reel _____ Frame _____

Assignment Returned _____ Delivered Assignee _____

Foreign _____

N.S.

<u>Filed 3/30/04</u>	<u>Pat. to Revivo 1,137 (a) 06/12/05</u>
<u>Filing Receipt 2/23/05</u>	
<u>Office Act. 5/4/05</u>	
<u>AMD 5/25/05</u>	
<u>Restriction Req. 7/21/05</u>	
<u>Response to OA 8/22/05</u>	
<u>Office Action 10/13/05</u>	
<u>AMD 11/14/05</u>	
<u>Not. Non-Comp. AMD 11/20/05</u>	
<u>Response to " 11/20/05</u>	
<u>Notice of Abandonment 10/26/06</u>	

Applicant's Residence _____

Post Office Address _____



CERTIFICATE OF MAILING

The undersigned attorney has deposited the attached documents, in an envelope with prepaid first class postage, with the United States Postal Service on December 5, 2006.

Melvin Blecher
Dr. Melvin Blecher